



April 8, 2010

Utah Division of Oil, Gas & Mining
Attn: Mr. Gil Hunt
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114

FILED

APR 12 2010

SECRETARY, BOARD OF
OIL, GAS & MINING

RECEIVED

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DIV. OF OIL, GAS & MINING

Dear Mr. Hunt,

In reference to an application of Marion Energy for Administrative Approval of the Alpine School District #6-17 injection well, located in the NW/4 NE/4, Section 17, T13S, R07E, Carbon County, Utah for conversion to a Class II injection well, Carbon County would like to object to and protest this application on the grounds Marion Energy has failed to apply for and obtain a Conditional Use Permit with Carbon County for the operation of such a well.

The proposed Class II injection well is located within the Mountain Range Zone and in accordance with Carbon County Development Code Section 4.2.17(C), exploratory and production wells (also including disposal wells) are a permitted conditional use of this zone and therefore require a Conditional Use Permit.

Until such time as Marion Energy submits an application and receives approval from Carbon County for a Conditional Use Permit, we object to the Administrative Approval of this well. Should you have any questions or concerns, please feel free to contact our office at (435) 636-3260.

Cordially,

Frankie Hathaway
Deputy Zoning Administrator
Carbon County Planning and Zoning